

11/08/01
J1064 U.S. PTO

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J1036 U.S. PTO
10/005691

11/08/01

**UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)**

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Docket No.

GP-30003-D2

TO THE ASSISTANT COMMISSIONER FOR PATENTS

**Box Patent Application
Washington, DC 20231**

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

NOVEL USE

and invented by:

David Malcolm Duckworth and David Michalovich

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior Application No.: **09/566,825**

Which is a:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior Application No.: **09/107,847**

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior Application No.: _____

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having **23** pages and including the following:
 - a. ☒ Descriptive Title of the Invention
 - b. ☐ Cross References to Related Applications (if applicable)
 - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
 - d. ☐ Reference to Microfiche Appendix (if applicable)
 - e. ☒ Background of the Invention
 - f. ☒ Brief Summary of the Invention
 - g. ☐ Brief Description of the Drawings (if drawings filed)
 - h. ☒ Detailed Description
 - i. ☒ Claim(s) as Classified Below
 - j. ☒ Abstract of the Disclosure

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Application Elements (Continued)

3. ☐ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☐ Formal Number of Sheets _____
- b. ☐ Informal Number of Sheets _____
4. ☒ Oath or Declaration
- a. ☐ Newly executed *(original or copy)* ☐ Unexecuted
- b. ☒ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☒ With Power of Attorney ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference *(Usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Computer Program in Microfiche *(Appendix)*
7. ☒ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☒ Paper Copy
- b. ☒ Computer Readable Copy *(identical to paper copy)*
- c. ☒ Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. ☐ Assignment Papers *(cover sheet & document(s))*
9. ☐ 37 CFR 3.73(B) Statement *(when there is an assignee)*
10. ☐ English Translation Document *(if applicable)*
11. ☒ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☒ Preliminary Amendment
13. ☒ Acknowledgement Postcard
14. ☒ Certificate of Mailing
- ☐ First Class ☒ Express Mail *(Specify Label No.):* **EL 910364296 US**

**UTILITY PATENT APPLICATION TRANSMITTAL
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Docket No.

GP-30003-D2**Accompanying Application Parts (Continued)**15. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*16. ☒ Additional Enclosures *(please identify below):***Copies of Assignment and Cover Sheet****Fee Calculation and Transmittal****CLAIMS AS FILED**

| FOR | FILED | ALLOWED | EXTRA | RATE | FEE |
|---|-------|---------|-------|-----------|-----------------|
| Total Claims | 2 | -20 = | 0 | x \$18.00 | \$0.00 |
| Indep. Claims | 1 | - 3 = | 0 | x \$84.00 | \$0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 |
| Basic Fee | | | | | \$740.00 |
| OTHER FEE (specify purpose) _____ | | | | | \$0.00 |
| TOTAL FILING FEE | | | | | \$740.00 |

☐ A check in the amount of _____ to cover the filing fee is enclosed.☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. **19-2387** as described below. A duplicate copy of this sheet is enclosed.☒ Charge the amount of **\$740.00** as filing fee.☐ Credit any overpayment.☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).☒ Customer No. **26130**Date: **November 8, 2001**
Signature**Robert L. Andersen, Reg. No. 25,771**
Ratner & Prestia
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(610) 407-0700
(610) 407-0701 (FAX)

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Docket No.**Applicant(s): David Malcolm Duckworth, *et al.*

GH-30003-D2

Serial N .**Filing Date****Examiner****Group Art Unit**

To Be Assigned


Herewith

Invention:**NOVEL USE**

I hereby certify that this **Utility Transmittal Sheet and indicated enclosures** is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on: **November 8, 2001.**

Kathleen Libby

(Typed Or Printed Name o Person Mailing Correspondence)


(Signature of Person Mailing Correspondence)EL 910364296 US

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